

Request for Refund

2862-US
09/634,252

#171 Reg for
refund
05-09-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:
Douglas P. Cerretti

Docket No.: 2862-US

Serial No: 09/634,252

Group Art Unit: 1652

Filed: August 7, 2000

Examiner: W. Moore

For: METALLOPROTEASE DISINTEGRIN ADAM 23 (SVPH3-17) NUCLEIC
ACIDS (as amended)

Commissioner of Patents and Trademarks
BOX 17
Washington, D.C. 20231

ATTN: Refund Section, Accounting Division, Office of Finance

REQUEST FOR REFUND
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)

Sir:

Applicant requests a refund in the amount of \$616 as erroneously posted on August 28, 2002, and highlighted on the enclosed copy of the Statement of Deposit Account dated August 30, 2002 for the above referenced patent application.

Please note this application was originally filed on February 11, 1999 with a total of 15 claims, including 4 independent claims.

In response to the Office Action dated March 15, 2002, we enclose a copy of the Amendment Transmittal Letter (\$36 for 2 additional claims; the Supplemental Information Disclosure charge for \$180, and the Petition for Extension of time for 2 months for \$400), all of which were filed on August 15, 2002, for your reference. The total of claims is now 22, with 4 independent claims. The fees posted on August 26, 2002 are correct.

However, the fees posted on August 28, 2002, also for the above referenced patent application (fee for 6 extra claims @ \$18 each for \$108; fee for 2 extra independent claims @ \$84 for \$168; and a 2 month extension of time for \$400), are in error.

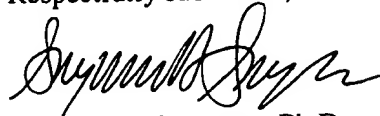
Request for Refund

2862-US
09/634,252

Therefore, please credit the ~~\$610~~, erroneously posted on August 28, 2002, to Deposit Account No. 09-0089. A duplicate copy of this request is enclosed.

Amgen
51 University Street
Seattle, Washington 98101
DIRECT DIAL (206) 265-4071
Fax: (206) 233-0644

Respectfully submitted,



Suzanne A. Sprunger, Ph.D.
Registration No. 41,323

Enclosures as noted



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

MONTHLY STATEMENT
OF DEPOSIT ACCOUNT

To replenish your Deposit Account, detach and
return top portion with your check. Make check
payable to Commissioner of Patents & Trademarks.

COPY

Account No.	090089
Date	8-30-02
Page	2

IMMUNEX CORPORATION
LAW DEPARTMENT
51 UNIVERSITY STREET

SEATTLE WA 98101

* = CLAIMS > 20
** = 2 mo EOT

FINA

PLEASE SEND REMITTANCES TO
Patent and Trademark Office
P.O. Box 70541
Chicago, ill. 60673

DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY	YR.						
8	19	02	42	10121148	3079-C	105	130.00	42737
8	20	02	80	09778510	2844-US	115	110.00	42627
8	22	02	1	08814305	2626	120	320.00	42307
8	22	02	2	08814305	2626	128	1960.00	40347
8	23	02	86	09634242	S004-4048	103	36.00	4031
8	23	02	87	09634242	S004-4048	126	180.00	4013
8	23	02	88	09634242	S004-4048	116	400.00	3973
8	23	02	224	10154872	3229-A	105	130.00	3960
8	23	02	257	PCT/US02/00590	3176-WO	190	-490.00	4009
8	23	02	258	PCT/US02/00590	3176-WO	191	750.00	3934
8	26	02	159	09634242	S004-4048	103	-36.00	3937
8	26	02	160	09634242	S004-4048	126	-180.00	3955
8	26	02	161	09634242	S004-4048	116	-400.00	3995
8	26	02	162	09634252	03260.0051	103*	36.00	3992
8	26	02	163	09634252	03260.0051	116**	400.00	3952
8	26	02	164	09634252	03260.0051	126 US	180.00	3934
8	27	02	5	09724901	2301-K	148	110.00	3923
8	27	02	20	10226931	3279-A	101	740.00	3849
8	27	02	21	10226931	3279-A	103	126.00	3836
8	27	02	32	10226669	3259-A	101	740.00	3762
8	27	02	33	10226669	3259-A	103	324.00	3730
8	27	02	125	10154872	3229-A	581	40.00	3726
8	28	02	8	09634252	03260.0051	116**	400.00	3686
8	28	02	9	09634252	03260.0051	103*	108.00	3675
8	28	02	10	09634252	03260.0051	102 (20 CLAIMS)	168.00	3658
8	28	02	97	09695602	2945-B	115	110.00	3647
8	28	02	272	10143594	3289-B	105	130.00	3634
8	29	02	36	09695602	2945-B	126	180.00	3611
8	29	02	55	08743868	2837-A	115	110.00	3601
8	29	02	177	60406226	3378	114	160.00	3581
8	30	02	1	PCT/US02/23475	3255-WO	150	240.00	3561
8	30	02	2	PCT/US02/23475	3255-WO	151	700.00	349
8	30	02	3	PCT/US02/23475	3255-WO	810	282.00	346
8	30	02	4	PCT/US02/23475	3255-WO	801	243.00	344
8	30	02	5	PCT/US02/23475	3255-WO	899	440.00	339
8	30	02	6	PCT/US02/23475	3255-WO	566	15.00	339
OPENING BALANCE				TOTAL CHARGES		TOTAL CREDITS		CLOSING B.

AN AMOUNT SUFFICIENT TO
COVER ALL SERVICES REQUESTED
MUST ALWAYS BE ON DEPOSIT.

*** O.D. INDICATES OVER



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

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Washington, D.C. 20231

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MUST ALWAYS BE ON DEPOSIT.

OPENING BALANCE

TOTAL CHARGES

TOTAL CREDITS

CLOSING B.

*** O.D. INDICATES OVER

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Attorney Docket No.: 2862-US

Douglas P. Cerretti

Serial No.: 09/634,242

Group Art Unit: 1645

Filed: August 7, 2000

Examiner: William Moore

For: METALLOPROTEASE-DISINTEGRIN ADAM23 (SVPH3-17) NUCLEIC
ACIDS

AMENDMENT TRANSMITTAL LETTER

Commissioner for Patents
Washington, D.C. 20231

A. Amendment Transmittal

Transmitted herewith is an amendment, an affidavit under 37 C.F.R. § 1.131 in the above-identified application.

___ 1. No additional claim fee is required as shown below.

X 2. The claim fee has been calculated as shown below.

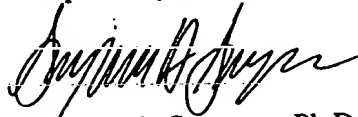
COMPUTATION OF FEE FOR CLAIMS AS AMENDED

	Claims Remaining After Amendment	Highest Number Previously Paid for	Present Extra	Rate	Additional Fee
Total Claims	22	20	= 2	x \$18	= \$ -36.00-
Independent	4	4	=	x \$84	= \$ -00.00-
Total Additional Fee For this Amendment					\$ -36.00-

X 3. Charge \$ 36 to Deposit Account No. 09-0089.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§1.16, 1.17 and 1.18 which may be required during the entire pendency of the application, or credit any overpayment, to Deposit Account No. 09-0089. A copy of this sheet is enclosed.

Respectfully submitted,



Suzanne A. Sprunger, Ph.D.
Registration No. 41,323

Law Department
Immunex Corporation
51 University Street
Seattle, WA 98101
Telephone (206) 265-4071 (direct)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date indicated below.

Date: August 15, 2009 Signed: Elizabeth M. McCarty

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of: Douglas P. Cerretti

Docket No.: 2862-US

Serial No.: 09/634,252

Group Art Unit: 1645

Filing Date: August 7, 2000

Examiner: Willilam Moore

For: METALLOPROTEASE-DISINTEGRIN ADAM23 (SVPH3-17) NUCLEIC ACIDS

Commissioner for Patents
Washington, D.C. 20231

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to the duty of disclosure as set forth in 37 C.F.R. §1.56, §1.97 and §1.98, Applicant hereby discloses a publication known to him which may be material to the patentability of this invention. The enclosed publications are listed on the attached Form PTO-1449. Kindly acknowledge receipt of this Statement and make the cited references of record in the subject application.

Submission of this publication does not constitute an admission that they are "prior art" under 35 U.S.C. §102 or §103, and Applicant specifically reserves the right to antedate any such material as by a showing under 37 C.F.R. §1.131 or other method. Applicant submits that the claims of the above-captioned application are directed to subject matter that is patentably distinct from the disclosure of the above-cited reference.

The above-cited references are submitted under §1.97(c) and accompanied by the fee of \$180 as set forth in §1.17(p). The Assistant Commissioner is authorized to charge the \$180 fee and any other fees which may be required to Deposit Account No. 09-0089. A duplicate copy of this sheet is enclosed.

Respectfully submitted,



Suzanne A. Sprunger, Ph.D.
Registration No. 41,323

Immunex Corporation
Law Department
51 University Street
Seattle, WA 98101
Telephone (206) 587-0430

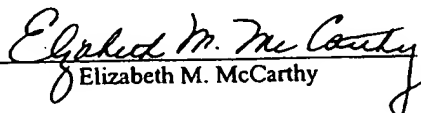
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Date:

August 15, 2002

Signed


Elizabeth M. McCarthy

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of: Douglas P. Cerretti

Docket No.: 2862-US

Serial No.: 09/634,252

Examiner: William Moore

Filed: August 7, 2000

Art Unit: 1645

For:

METALLOPROTEASE-DISINTEGRIN ADAM23 (SVPH3-17) NUCLEIC
ACIDS (as amended)

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. §1.136 (a)


Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant respectfully requests that the time for filing a response to the Office Action dated March 15, 2002, be extended for a period of two months to August 15, 2002. A Response to the Office Action is being filed concurrently with this Petition.

The Commissioner is authorized to charge the required fee of \$400 and any other fee occasioned by this response to Deposit Account No. 09-0089. A copy of this Petition is provided for this purpose.

Respectfully submitted,


Suzanne A. Sprunger, Ph.D.
Registration No. 41,323

Immunex Corporation
Law Department
51 University Street
Seattle, WA 98101
Telephone: (206) 265-4071 (direct)
Facsimile: (206) 233-0644

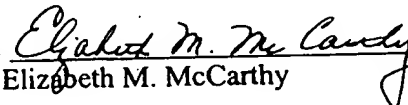
CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date indicated below.

Date:

August 15, 2002

Signed:


Elizabeth M. McCarthy

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of Douglas P. erretti

Docket No. 2862-US

Serial No.: 09/634,252

Art Unit: 1652

Filing Date: August 7, 2000

Examiner: W. Moore

For: METALLOPROTEASE DISINTEGRIN ADAM 23 (SVPH3-17) NUCLEIC
ACIDS (as amended)

CERTIFICATE OF MAILING

Commissioner for Patents and Trademarks
BOX 17
Washington, D.C. 20231

ATTN: Refund Section, Accounting Division, Office of Finance

Please find enclosed the following documents for the above-referenced patent application:

- Postcard
- Request for Refund (Improper Charge of Deposit Account) plus copy
- Copy of Monthly Statement of Deposit Account with items highlighted
- Copy of Amendment Transmittal Letter filed August 15, 2002
- Copy of Supplemental Information Disclosure filed August 15, 2002
- Copy of Petition for Extension of Time filed August 15, 2002

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patent and Trademarks, BOX 17, Washington, D.C. 20231, Attention: Refund Section, Accounting Division, Office of Finance, on the date indicated below.

Signed: Elizabeth M. McCarthy
Elizabeth M. McCarthy

Date: February 5, 2003